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NUMBER D.M. YR. NUMBER

8509

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PLAINTIFFS

BRADFORD SECURITIES PROCESSING
SERVICES, INC.

DEFENDANTS

PLAZA BANK AND TRUST COMPANY,
MULTI-PRODUCTS, INC., FEDERAL
INVESTMENT CORPORATION, POWER
RESOURCES INTERNATIONAL, INC.,
AMERICAN INDIAN DEVELOPMENT
CORPORATION, C. M. STONE &
COMPANY, NATIONAL MUNICIPALS, INC.
TOWER BROKERAGE, INC., STEWART
SECURITIES CORPORATION, FIDELIS
SECURITIES CORP., WINDSOR
INSURANCE COMPANY, LTD.,
INTERNATIONAL SURETY AND CASUALTY
COMPANY, OSAGE INDUSTRIAL
DEVELOPMENT AUTHORITY, THE STATE
OF OKLAHOMA, COUNTY OF OSAGE,
OKLAHOMA, RANDY BLANTON AND
ASSOCIATES, DONALD F. ROBERTS,
JULIAN M. RILEY, FRED W. RAUSCH, JR.
ROY M. MILLER, E. V. JOHNSON,
EUGENE STEWART, C. W. DEATON,
HUGH J. BELL, RANDY BLANTON,
BRUCE BRESSMAN, AND RUSSELL A.

CAUSE

Securities Fraud.

Howard

PLAINTIFFS ATTYS.

James A. Kirk 1300 Midland Center
Suite 410, Fidelity Plaza134 Robert S. Kerr at Robinson Ave.
Oklahoma City, Okla. 73102
405-239-6781

235-1333

Mr. Howard S. Ockman

Mr. Samuel J. Abate, Jr.

LeBOEUF, LAMB, LEIBY & MacRAE
(Attys for Bradford Natl)

520 Madison Avenue

New York, NY 10022

(212) 715-8000

Eric H. Moss

Suite 1515 575 Madison Ave.

60 East 42nd Street

New York, NY 10017

212/687-0240 10022

688-6333

DEFENDANTS ATTYS.

Lawrence M. Berkowitz
2100 Ten Main Center 64111

Kansas City, Mo. 64105

816-842-8600 (Plaza)

SA 5246 KSON

Russell A. Howard

P. O. Box 40

Prue, Okla. 74060

Donald F. Roberts

9001 Charlotte

Kansas City, Mo. 64132

816-363-5295

Julian Riley

5246 N. Jackson

Kansas City, Mo.

64119 454-0700

Gerard J. O'Brien, Jr.

3443 Fifth Ave. North

St. Petersburg, Florida 33713

Paul Duncan

112 State Capitol Bldg. Tulsa, OK 74119

Okla. City, Okla. 73105

John H. Tucker (Rausch)
2900 Fourth Natl. Bldg.Wm. Hall 6-11-77
County Courthouse
Pawhuska, Ok. 74056James R. Eagleton
Atty For Plaza
First National bldg.
Tulsa, Okla. 74103
587-0021

P.O. BOX 2967

Tulsa 74101

583-2131

James W. Shepherd
Don G. Holladay (Rausch)

1600 Midland Center 200 W. Main

OK City, OK 73102

405/272/9241

Roger W. Penner (Rausch)

1221 Baltimore Ave. #600

Kansas City, MO 64105

(Lower Brokerage)

Hugh Bell

HERE
IF CASE WAS
FILED IN
FORMA
PAUPERIS

DATE

ER

C.D. NUMBER

CARD DATE MAILED

JS-5 4-1-76

JS-6 2-1-76

DATE	NR.	PROCEEDINGS
1976		
3-10	1.	Complaint filed w/Pltff's demand for <u>JURY TRIAL</u> . Summons issued. ph
3-10	2.	Pltff's appl. to appoint special process server, filed. ph otag
3-12	3.	Order, filed, appointing Catherine Elver as Special Process Server on behalf of Bradford Securities Processing Services, Inc., to serve Summons & Complaint on deft., Windsor Insurance C9., Ltd., and defts. International Surety and Casualty Co. and C. W. Deaton. (AEB-J)lm (cps mld to James A. Kirk)
3-25	4.	Motion to enlarge time to answer of defts' Osage Industrial Development Authority, E. V. Johnson and Russell A. Howard, filed. ph otag
3-26	5.	Deft. Multi-Products, Inc.'s motion to enlarge time to answer, filed. ph
3-29	6	Order filed that deft is allowed until 4-20-76 to file a responsive pleading of Multi-Products, Inc. (JCS-CC for AEB-J)t cps. mld.
3-30	--	Return on U.S. Marshal's Service, Summons & Compl., filed. Served Plaza Bnk by serving Cread F. Pettey, V-Pres., on 3-12-76, in Kansas City, Mo., w/fees of \$4.96. Served Multi Products, c/o L. L. Callaway in OK City on 3-15-76 w/fees of \$4.00. Unable to serve Fed. Investment Corp., c/o J.L. Fife, in OK City. \$2.44 fee. Served Power Resources International, Inc., c/o Donald F. Roberts in Kansas City, Mo., on 3-12-76, w/fees of \$4.96. Served Donald F. Roberts by serving Mr. Julian Riley, in Ks City, Mo., on 3-12-76, w/fees of \$4.96. Served Julian M. Riley in Ks City, Mo., on 3-12-76, w/fees of \$5.92. Served American Indian Dev. Corp. by serving Julian Riley in Ks City, Mo., on 3-12-76, w/fees of \$4.96. Served Osage Industrial Dev. Authority, c/o E.V. Johnson, in Prue, OK, on 3-16-76, w/fees of \$5.88. Served Osage County, OK, c/o Mrs. Hazel A. Shoemake in Pawhuska, OK, on 3-11-76, w/fees of \$16.20. Served C.M. Stone & Co. in OK City, OK, on 3-15-76, w/fees of \$4.72. Served Roy M. Miller in Prue, OK, on 3-12-76, w/fees of \$12.84. Served Ntl. Municipals, Inc., in Los Angeles, Calif., on 3-16-76, w/fees of \$6.88., by serving Richard Leroy. Served Bruce Bressman in Los Angeles, Calif., on 3-16-76, w/fees of \$4.00. Served Tower Brokerage, Inc., by serving Hugh J. Bell, in St. Petersburg, Fla., on 3-15-76, w/fees of \$4.00. Served Hugh J. Bell in St. Petersburg, Fla., on 3-15-76, w/fees of \$9.04. Unable to serve Fidelis Securities Corp., c/o Harold W. Scott, in Birmingham, Ala. Fees of \$1.00. Served State of OK, c/o Hon. David Boren, in OK City, on 3-15-76, w/fees of \$4.72. Unable to serve Randy Blanton & Associates, in Dallas, TX. Date of endeavor - 3-12-76. Fees of \$1,00. Unalbe to serve Randy Blanton in Dallas, fees of \$2.44. Served Fred W. Rausch, Jr., in Topeka, Ks, on 3-15-76, w/fees of \$4.00. Served Russell A. Howard in Prue, OK, on 3-12-76 w/fees of \$3.00. Served E.V. Johnson in Prue, OK, on 3-16-76 w/fees of \$3.00. v (TOTAL FEES: \$114.92)
3-31	7	Mot. for enlargement of time to answer of Roy M. Miller, filed. t O-J
4-1	8	Answer of State of Oklahoma, filed. g
4-1	9	Motion of Osage County to dismiss, filed. g
4-1	10	Brief in support of mot. to dismiss by Osage County, filed. g
4-1	MO	Pltff. granted 10 days to respond to mot. of Osage County to dismiss. (AEB-J)g
4-2	11	Order, filed, granting Deft. Roy M. Miller until 5-1-76 to ans (JCS-Clk)b

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF	DEFENDANT B	DOCKET NO. _____
		PAGE _____ OF _____ PAGES

DATE	NR.	PROCEEDINGS
4-5-76	MO:	The Court has for consideration the motion to enlarge time to answer filed by the Defts' Osage Industrial Develop. Authority, E. V. Johnson & Russell A. Howard, & being fully advised in the premises, IT IS ORDERED that said motion be & the same is hereby sustained & Osage Industrial Develop. Authority, E. V. Johnson & Russell A. Howard are granted to 4-20-76, to file an answer, motion or responsive pleading.(AEB-J)b lts mld
4-8	12	Mot. of pltf. for ext. of time to respond to mot. of Osage County to dismiss, filed.g
4-9	MO	Pltf. granted until 4-20-76 to respond to mot. to dismiss of Osage County. (AEB-J)g cp mld
4-12	12a	Def't. Mot. to Dismiss for Lack of Jurisdiction over the subject matter, filed by seven defts. t
4-12	13	Brf. in Support of Mot., filed.t
4-12	MO	It is ordered by the Ct. that Pltf. is granted 10 days in which to respond to Defts' Motion to Dismiss for Lack of Jurisdiction over the Subject Matter.(AEB-J)t cps. mld.
4-20	14	Stipulation for Additional Time to Plead or answer, filed. Order apart of Application. O-J <u>of Deft. Fred W. Rausch, Jr.</u>
4-20		Order, filed extending time until the 20th day of May, 1976(JCS-CC)t
4-21	15	Alternative Motion to Dismiss or for Summary Judgment, filed.t(w/aff.s)
4-21	16	Brf. in support of alternative Motion to Dismiss or for Summary Judgment, filed.t
4-21	MO	It is ordered by the Ct. that Pltf is granted 10 days from this date to respond to Defts' <u>E. V. Johnson & Russell A. Howard, trustees of Osage Industrial Development Authority, Motion to Dismiss.</u> (AEB-J) cps. mld.t
4-22	17	Letter filed, as entry of Appearance of James Eagleton for Plaza Bank & Trust Company.t
4-23	18	Multi-Products, Inc., Fed. Invst. et al, Motion to Dismiss for Failure to State a Claim - Statute of Limitations no purchaser status, filed.t
4-23	19	Brief in support of Multi-Products, Fed. Invst. Corp., et al, Mot. to Dismiss, Failure to State a Claim - Statute of Limitations - No Purchaser Status, filed.t
4-23	MO	It is ordered by the Ct. that Pltf is granted 10 days from this dt to respond to Multi-Products, Fed. Invst Corp., et al, <u>Motion to Dismiss for Failure to State a Claim - Statute of Limitations no purchaser status.</u> (AEB-J)t cps. mld.
4-27-	20	Deft. Plaza Bank & Trust Co's motion to dismiss, filed. g
4-27	21	Brief of Plaza Bank & Trust Co. in support of mot. to dismiss, filed.
4-27	MO	Ordered by Ct. that Pltf. is granted 10 days from this date to respond to Plaza Bank & Trust Co's mot. to dismiss. (AEB-J)g
5-3	22	Tower Brokerage, Inc. Ans. to Pltf's Compl., filed.t <i>and counter claim</i>
5-3	23	Def't., Roy M. Miller's Motion to Dismiss, filed.t
5-3	24	Brf. in support of Motion to Dismiss of Roy M. Miller, filed.t
5-3	MO	It is ordered by the Court that Pltf. is granted 10 days from this date to respond to <u>Deft. Roy M. Miller's Motion to Dismiss.</u> (AEB-J)t cps. mld.t

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. _____
			PAGE ____ OF ____ PAGES
DATE	NR.	PROCEEDINGS	
5-7-76	25.	Deft. Fred W. Rausch, Jr.'s Motion to dismiss, filed. b	
5-7-76	26.	Memo. of Law in support of Deft. Rausch's motion to dismiss, filed. b	
5-7-76	MO:	It is ordered by the Courth that the Pltf. is granted 10 days from this date to respond to Deft. Rausch's motion to dismiss. (AEB-J) b lt. mld	
5-7-76	27.	Pltf's motion for enlargement of time to respond, filed. b 0 to J	
5-17	28.	Order, filed, granting pltf. to 5/20/76 to respond to all pending motions. (AEB-J) rm-copies mailed	
5-19	29.	Aff. of Raymond Goodwin, fld. v	
5-19	30.	Pltf.'s brief in opposition to Defts.' Mots. to Dismiss, fld. v	
5-20	MO:	Case referred to Mag. Morris L. Bradford for Findings and Recommendations on pending motions. (AEB-J) k	
5-24	31.	Stip. for additional time to ans. in re Defts. Tower Brokerage, Inc., & Hugh J. Bell, fld. & Order granting time til 5-5-76 to answer. (JCS-Clk) v cps mld	
5-24	32.	Pltf.'s brief in opposition to the mot. to dismiss of Deft. Fred W. Rausch, Jr., fld. v	
5-24	33.	Pltf.'s ans. to the Counterclaim of Defts. Hugh J. Bell & Tower Brokerage, Inc., fld. v	
5-28	34.	Reply brief of deft. Plaza Bank & Tr. Co. on mot. to dismiss, filed. g	
6-3	35.	Motion of some defts. for time til 6-18-76 to respond to pltf's brief in opposition to defts' mots. to dismiss, filed. k 0 to J	
6-4	36.	Order, filed, granting some defts. til 6-18-76 to respond to pltf's brief in opposition to defts' mots. to dismiss. (AEB-J) k cps mld	
6-21	37.	Reply brief of defts. Multi-Prod., Inc, Fed. Investment Corp, Power Resources, International, Inc., American Indian Develop. Corp., Osage Ind. Devlp. Authority, Donald F. Roberts, Julian M. Riley, E. V. Johnson and Russell A. Howard to Pltf's brief in opposition to Deft's mo/dismiss, filed. s	
7-12	38	Motion of Roy G. Miller to stay proceedings, filed. g	
7-12	39	Brief in support of mot. to stay proceedings, filed. g	
7-21	MO	Pltf. directed to respond to deft. Miller's mot. to stay proceedings within 10 days. (AEB-J) g	
7-21	40.	Pltf's supplemental brief in opposition to the mot. to dismiss of defts., filed. s <i>letter</i>	
8-2	41.	Alternative mot. to dismiss first and fifth claim for relief for failure to comply with rule 9(b) F.R.C.P. or more definite statement [Rule 12(e) F.R.C.P.], filed by defts. Multi-Products, Fed. Investment Corp., Power Resources, Amer. Indian Dev., Osage Industrial Dev. Authority, Donald Roberts, Julian Riley, E. V. Johnson & Russell A. Howard. k	
8-2	42.	Brief in support of some defts' alternative mot. to dismiss first and fifth claim for relief or more definite statement, and reply brief to pltf's letter and supplemental brief, filed. k	
8-2	MO	It is ordered by the Court that the pltf. file a responsive brief within ten days to some defts' alternative mot. to dismiss or more def. stat. (AEB-J) k	

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. 76-C-107-B
Bradford Securities Processing Services, Inc.		Plaza Bank and Trust Company, et al.	PAGE ____ OF ____ PAGES
DATE	NR.	PROCEEDINGS	
8-12	43.	Pltf.'s brief in opposition to Defts.' mot. to dismiss, fld. v	
8-27	44	Appl. for leave to reply to pltf's brief in oppo. to defts' mot. to dismiss, filed.k	
8-31	45.	Order, filed, that defendants are ordered to respond to Pltf's brief in Opposition to Deft's mot. to dismiss 9-20-76. (AEB-J)s cps. mld.by atty. Heskett, Heskett & Robertson	
9-3	46.	Motion to make factual statements & documents a part of the record pursuant to rule L# 13(h) of this Court, filed by defts. Multi-Products. et al.k	
9-7	MO	It is ordered by the Court that the pltf. file a responsive brief w/in 10 days to the mot. to make factual statements & documents a part of the record, filed by deft. Multi-Products, Inc., et al. (AEB-J)k cps mld	
9-13	47	Reply brief of Defts. Multi-Product, Insc., Fed. Investment Corp, Power Resources Internationa, Inc., American Indian Development Corporation, Osage Industrial Development Authority, Donald F. Roberts, Julian M. Riley, E. V. Johnson and Russell A. Howard to Pltf's brief in opposition to defts' alternative motion to dismiss first and fifth claim for failure to comply with rule 9(b)F.R.C.P. or more definite statement (Rule 12(e)F.R.C.P.), filed.s	
9-13	48	Pltf's first request for production of documents, filed.s	
9-13	49	Pltf's notice of taking depositions of defendants, filed.s	
9-20	50.	Pltf's brief directed to defts' mot. under local rule 13(h), filed.k	
9-27	51.	Defts. Multi-Products, INc., Fed. Investment Corp., Power Resources International Inc., American Indian Development Corporation, Osage Industrial Development Authority, Donald F. Roberts, Julian M. Riley, E. V. Johnson and Russell A. Howard's Alternative Motion to dismiss on Ground that plaintiff is not real party in interest facts not on face of complaint (F.R.C.P. Rule 17 (a)) or on ground of failure to join an indispensable party (F.R.C.P. Rule 19), filed.s	
9-27	52.	Defts. brief in support of alternative motion to dismiss on ground that pltf. is not real party in interest-facts not on face of complaint (F.R.C.P. Rule 17(a) or on ground of failure to join an indispensable party F.R.C.P. Rule 19) and supplemental brief by named defendants, filed.s	
9-27	MO	It is ordered by the Court that the Pltf. file a responsive brief within ten (10) days to some defendants alternative motion to dismiss on ground that plaintiff is not real party in interest-facts not on face of complaint (F.R.C.P. Rule 17(a)) or on ground of failure to join an indispensable party (F.R.C.P. Rule 19).s (AEB-J) cps. mld.	

PLAINTIFF		DEFENDANT	DOCKET NO. _____
			PAGE ____ OF ____ PAGES
DATE	NR.	PROCEEDINGS	
1976			
9-28	53.	Plaza Bank & Trust Co. Deft's mot. for a protective order pursuant to Rule 26(c), F.R.C.P., filed.s	
9-28	54.	Memorandum brief in support of mot. for a protective order pursuant to Rule 26(c), F.R.C.P., filed.s	
9-28	MO	It is ordered by the Court that pltf. respond within ten (10) days to deft's motion for a protective order pursuant to Rule 26(c), F.R.C.P. (AEB-J) cps. mld.	
9-30	55	Defts. Multi Prod. Inc., Fed. Investment Corp., Power Resources International Inc., American Indian Dev. Corp, Osage Ind. Development Authority, Donald F. Roberts, Julian M. Riley, E. V. Johnson and Russell A. Howard's <u>Correction of Para. 14 of brief</u> in support of Alternative Mot. to Dismiss on Ground that Pltf. is not real party in interest-facts not on face of complaint or on ground of failure to join and indispensable party by named defts, filed.s	
10-4	56	Defts. Multi Products Inc., Fed. Investment Corp., Power Resources International Inc., American Indian Development Corp., Osage Industrial Development Authority, Donald F. Roberts, Julian M. Riley, E. V. Johnson and Russell A. Howard's motion for a protective order pursuant to Rule 26(c) F.R.C.P., filed.s	
10-4	57.	Brief in support of Defts. motion for a protective order pursuant to Rule 26(c) F.R.C.P., filed.s	
10-4	MO	It is ordered by the Court that the Pltf. file a responsive brief within five (5) days to defts' mot. for a protective order pursuant to Rule 26(c) F.R.C.P.s (AEB-J) cps. mld.	
10-6	58	Deft's first interrogs. to pltf., filed.s (Deft. Plaza Bank & Trust	
10-8	59.	Deft. Fred W. Rausch, Jr.'s mot for a protective order, filed.s	
10-12	60.	Pltf's brief in opposition to defts. motion for a protective order, filed.s	
10-12	61.	Affidavit of Eric H. Moss, atty. for pltf., filed.s	
10-12	62.	Pltf's brief in opposition to deft. Plaza bank's Mot. for a protective order, filed.s	
10-12	63.	Pltf's brief in opposition to defts' motion to dismiss on the ground that pltf. is not the real party in interest, or on failure to join an indispensable party, filed.s	
10-18	64.	Defts. Multi Products, Inc., Fed. Investment Corp., Power Resources International Inc., American Indian Development Corp., Osage Industrial Development Authority, Donald F. Roberts, Julian M. Riley, E. V. Johnson and Russell A. Howard's request for admission under Rule 36 FRCP, filed.s	
11-8	65.	Stipulation to delay discovery, filed by defts. Multi Products, et al, and pltf.k	
11-8	MO	The Court has for consideration the Stip. to Delay Discovery, & having been advised by counsel that it is dispositive for the time being of deft's mots. for protective order, IT IS ORDERED that said mots. for protective order be overruled at this time, based on said stipulation, to be renewed if and when necessary. (AEB-J)k cps mld	

PLAINTIFF		DEFENDANT	DOCKET NO. _____
Bradford Securities Processing Services, Inc.		Plaza Bank and Trust Company, et. al.	PAGE ____ OF ____ PAGES
DATE	NR.	PROCEEDINGS	
1976			
11-29	66	Pltff's responses to the first interrogatories to it of deft. Plaza Bank and Trust Company, filed.s <i>Wiley per M.C.</i>	
11-29	67	Pltff's response to request for admission including points in support of objections, filed.s <i>Wiley per M.C.</i>	
12-10	68.	Defts., Multi Products, Inc., Fed. Inv. Corp., Power Res. International American Indian Dev. Corp, Osage Ind. Dev. Auth., Donald F. Roberts, Julian M. Riley, E. V. Johnson and Russell A. Howard's Motion to shorten time for pltf. to resp. to defts. suppl. request for admissions filed. ph <i>(mo. to p... mo. m...)</i>	
12-10	69.	Above mentioned defts' supplemental request for admissions, filed/ ph	
12-10	70.	Order, filed, that the motion to shorten time filed by defts. Multi Products, Inc., Federal Investment Corp., Power Resources International, Inc., American Indian Development Corp., Osage Industrial Development Authority, Donald F. Roberts, Julian M. Riley, E. V. Johnson and Russell A. Howard is sustained and the time for pltf. to respond to the supplemental request is shortened to 10 days. s (AEB-J) cps. mld.	
12-21	71.	Pltff's motion for a protective order pursuant to Fed. R. Civ. Proc. Rule 26(C), filed.s	
12-21	72.	Pltff's brief in support of motion for protective order, filed.s	
12-21	MO	It is ordered by the Court that the Defendants Multi-Products, Inc., Fed. Investment Corp., Power Resources International, Inc., American Indian Development Corp., Osage Industrial Development Authority, Donald F. Roberts, Julian M. Riley, E. V. Johnson and Russell A. Howard respond to pltf's motion for a protective order within ten (10) days.s (AEB-J) cps. mld.	
1977			
1-12	73.	Brief of defts. Multi Products, Inc., Federal Investment Corporation Power Resources International Inc., American Indian Development Corp., Osage Industrial Development Authority, Donald F. Roberts, Julian M. Riley, E. V. Johnson, and Russell A. Howard in opposition to pltf's Motion for a Protective Order, filed. lm	
1-12	74.	Affid. of Julian M. Riley, filed. lm	
1-17	75	Pltff's reply brief to defts' brief to pltf's mot. for a protective order, filed.s	
1-14	76	Mo of defts Multi Products, Inc., Federal Investment Corporation, Power Resources International, Inc., American Indian Development Corporation, Osage Industrial Development Authority, Donald F. Roberts Julian M. Riley, E. V. Johnson and Russell A. Howard to determine the sufficiency of the answers and objs. to defts' request for admissions of facts and documents submitted by pltf., filed. lm	
1-14	77	Brief in support of defts' mo to determine the sufficiency of the answers and objs to defts' request for admissions of facts and documents submitted by pltf., filed. lm	
1-14	MO	Ordered by the Court that pltf is granted ten days from this date to file a response to defts' Multi Products, Inc., Federal Investment Corp, Power Resources International, Inc., American Indian Development Corp., Osage Industrial Development Authority, Donald F. Roberts, Julian M. Riley, E. V. Johnson and Russell A. Howard Motion to Determine the sufficiency of the answers and objs to defts' request for admission of facts and documents submitted by pltf. (AEB-J)lm ltrs mld	

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. _____
			PAGE ____ OF ____ PAGES
DATE	NR.	PROCEEDINGS	
1977			
2-25	78	Pltf. brief in opposition to deft's motion to determine sufficiency of the answers to their requests to admit. fld ho	
3-31	MO	Case set for hrg. on all pending motions on 5-3-77 at 10:00 a.m. (AEB-J)k ntc by cert ml	
4-25	79.	Pltf's amended notice to take deposition of Roy G. Miller on 5-4-77 at 10:00 a.m. at Tulsa, OK, filed.k	
4-25	80.	Pltf's motion for an Order for costs against counsel for deft. Riley, filed.k	
4-25	81.	Brief in support of pltf's mot. for costs, filed.k	
4-25	MO	It is ordered by the Court that Julian M. Riley file a responsive brief within ten days of this date to Pltf's mot. for order for costs against counsel for deft. Riley. (AEB-J)k cps mld	
4-28	MO	It is ordered by the Court that the hrg. on all pending motions set heretofore on 5-3-77 at 10:00 a.m. is hereby stricken, to be reset by Order of the Court at a later date. (AEB-J)k cps mld	
5-6	82.	Brief of Julian M. Riley in opposition to pltf's mot. for costs and affidavit of Julian M. Riley in support thereof, filed.k	
5-11	MO:	Case referred to Magistrate Robert S. Rizley for Findings and Recommendations on all motions. (AEB-J) njb	
6-14	MO:	Case set for hearing on all pending motions before Mag. R. S. Rizley, on 6-30-77, at 3:15 P.M. (RSR-Mag) b nts mld	
6-16	83.	Letter from Bill Heskett, filed, as additional authority relating to pending motions.k	
6-30	Min	Case called for hrg. on pending mots. Parties represented. Pltf's mot. for protective order withdrawn. Pltf's mot. for Order for costs against counsel for deft. Riley taken under advisement. Mag. to prepare F&R. Deft. Osage given 10 days to supplement brief in support of mot. to dismiss & pltf. given 10 days to respond. Mag. to prepare F&R. Deft. Miller's mot. to stay proceedings withdrawn as moot. Deft. Plaza Bank's mot. for Protective Order staying taking of deft's deposition & production of documents until ruling on mot. to dismiss sustained. Defts. Multi Products, et al, mot. to determine the sufficiency of the answers and objections to request for admissions of facts and documents submitted by pltf. withdrawn. All other motions taken under advisement. Mag. to prepare F&R. (RSR-Mag)k	
7-13	84.	Pltf's first amended complaint and <u>JURY TRIAL DEMAND</u> , filed.k	
7-18	85.	Letter with attachments, filed, as additional authorities in support of pltf's position.k	
7-19	86.	Appl. of deft. Osage County for 10 days to file supplemental mot. to dismiss, filed.k	
7-19	MO	The Mag. has for consideration the appl. of deft. Osage County for additional time to file supplemental mot. to dismiss and brief, and, the Mag. having considered said mot, it is ordered that the deft. Osage County be granted 10 days from this date to file a supplemental mot. to dismiss and brief. (RSR-Mag)k cps to Hall & pltf.	
7-25	87	Deft. Osage County supplemental mot. to dismiss. fld. ho	
7-25	88	Deft. Osage County Brief in supp. of suppl. mot. to dismiss, w/affid. of Eva Jetton, Fred Jordan, Hazel Shoemaker & Wm. Hall. fld. ho	
7-28	89	Defts. Multi Products Inc., Federal Invest. Corp., Power Resources Intl. inc., American Indian Devel. Corp., Osage Industrial Devel. Auth., Donald F. Roberts, Julian M. Riley, E.V. Johnson & Russell A. Howard, request for admissions (Supplemental) fld. ho	

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. 76-C-107
Bradford Securities		Plaza Bank & Trust	PAGE 9 OF 5 sheets xxxx
DATE	NR.	PROCEEDINGS	
1977			
7-29	90.	Defts. Multi Products, et al's supplemental request for admissions to pltf., filed.k	
8-22		Depo. of Roy G. Miller, taken on 7-1-77 on behalf of pltf. before Millie Ballard, LSR in Tulsa, OK, filed. ra	
8-29	91	Pltf. mot. for additional time to file response to the suppl. mot. to dismiss of Osage County. fld. ho	
8-30	MO	Pltf. is granted 10 days to response to the supplemental mot. to dismiss of deft. Osage Co. (RSR-Mag)k cps by KT	
9-2	92.	Pltf.'s response to Deft.'s request for admissions (suppl.), filed. v	
9-12	93	Pltf. memorandum in opposition to suppl. mot. to dismiss of Deft. Osage County. fld. ho	
10-3	94	*Defts. mot. for S/J. fld. ho	
10-3	95	*Defts. brief in supp. of mot. for S/J. fld. ho	
10-3	MO	It is ordered that the Pltf. is granted 10 days to file a responsive brief to *Defts. mot. for S/J. (AEB-J) cps mld. ho	
11-2	96.	Pltfs' Brief in opposition to Defendants' Motion for Summary Judgment, filed. (Leave granted to file out of time by Court) b	
11-2	97.	Affidavit of Salvatore A. Ricca, filed. b	
11-4	98	Deft. Plaza Bank reply brief to Pltfs. brief in opposition to Defts. mot. for S/J. fld. ho	
11-18	99	*Defts. reply brief to Pltfs. brief in opposition to mot. for S/J. fld. ho	
1978			
2-1	100	Pltf. appl. for order to show cause why an attachment should not issue against specified properties belonging to or under the control of Defts. Multi-Products, Inc. and/or Roberts & Riley and Temporary Restraining Order, fld. ho	
2-1	101	Pltf. brief in supp. of Pltfs. order to show cause why an attachment should not issue against specified properties belonging to or under the control of Defts. Multi-Products, Inc. and/or Roberts & Riley. fld. ho	
2-1	102	Pltf. bond on appl. fld. ho	
2-1	103	Pltf. affid. of Eric H. Moss in supp. of Pltfs. order to show cause why an attachment should not issue against specified properties belonging to or under the control of Defts. Multi-Products, Inc. and/or Roberts & Riley. fld. ho	
2-3	104	Order, fld. to show cause why an attachment should not issue against specified properties belonging to or under the control of Defts. Multi-Products, Inc. and/or Roberts & Riley & TRO, It is ordered that Defts. Multi-Products, Inc., Donald F. Roberts & Julian M. Riley show cause before Mag. Rizley at a hrg to be held on 2-10-78 at 10:00 a.m., why an Order of Attachment should not issue against the properties set forth in Pltfs. appl. Further ordered that Defts., Their atty., agents, etc. are temporarily restrained from in any way encumbering, alienating, selling, transferring or disposing of any of the properties specified in Pltf. appl., being the stock of Multi-Products, Inc. & the stock of Los Angeles Die Mold pending the determination of said appl. by this Ct., Further ordered that Pltf. post a bond in the sum of \$3,520,000.00 to secure Defts. against wrongfull damage by reason of the restraint. Further ordered that service shall be complete & effective upon delivery of a cpy. of this Order & Pltfs. appl. & Cpy. of the papers	

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. _____
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DATE	NR.	PROCEEDINGS	
1978			
2-10	105	upon which it is based upon Defts. counsel, Heskett, Heskett & Robertson, Pawhuska, OK. (AEB-J) c/m ho	
2-10	106	Defts. Multi Products, Riley & Roberts' mot. to deny pltf's appl. for attachment against specified properties of defts. & to quash Order to show cause, filed.k	
2-10	107	Affidavit of Julian M. Riley in opposition to pltf's appl. for attachment of specified properties, filed.k	
2-10	107	Brief in support of defts. Multi Products, Roberts & Riley's mot. to deny pltf's appl. for attachment and to quash Order to show cause, filed.k	
2-10	Min	Case called for hrg. on pltf's appl. for Order of attachment and on defts. Multi-Prod., Riley & Roberts' motion to deny pltf's appl. for attachment & to quash order to show cause. Parties represented. Mag. recommends pltf's appl. be granted & defts' motion be overruled. Pltf. counsel to prepare F&R & proposed Order w/in 10 days. (RSR-Mag)k	
3-13	--	Transcript of hrg. on civil mots. held 2-13-78 before Mag. Robert S. Rizley, filed. (Linda Walker, LSR)k pp 1 - 28	
6-8	MO	Case set for disposition before Mag. Robert Rizley on 6-22-78 at 9:30 a.m. for failure of pltf. counsel to prepare F&R of the Mag. on 2-10-78 hearing. (RSR-Mag)k ntc mld	
6-20	108	Findings & Recommendations, filed. Mag. recommends that pltf's mot. for attachment and for an Order in aid of attachment should be granted. (RSR-Mag)k cps mld	
6-20	MO	Case stricken from disposition docket set for 6-22-78 at 9:30 a.m. (RSR-Mag)k ntc by phone 6-21-78 called R.S. 6-21-78	
6-28	109	Defts. Osage Industrial Development Authority, et al's mot. to file objections to F&R of the Mag. by 7-10-78, filed.k O to J	
6-28	MO	Case set for disposition on all pending mots. before the Mag. on 7-27-78 at 9:30 a.m. (RSR-Mag)k ntc mld	
6-29	MO	Defts. Osage Industrial Development Authority, et al, are granted until 7-10-78 to file written exceptions to F&R of the Mag. (AEB-J)k cps of orig. order mld to movant	
7-11	110	Defts. Multi Products, Inc., Donald F. Roberts & Julian M. Riley, exceptions to F/R of Mag. & brief, fld. ho	
7-11	MO	It is ordered that the Pltf. is granted 10 days to file a responsive brief to Defts. Multi Products, Donald Roberts & Julian M. Rileys exceptions to F/R of Mag. (AEB-J)ho	
7-18	MO	Upon request of pltf., hrg. before the Mag. on 7-27-78 at 9:30 a.m. is stricken and reset on 8-16-78. (RSR-Mag)k cps by KT	
7-21	MO:	Case set for hearing on all pending motions on 8-16-78, at 11:30 A.M. (RSR-Mag)b nts by kt	
7-24	111	Pltf. brief in reply to Defts. exceptions to F/R of Mag. fld. ho	

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF	DEFENDANT B	DOCKET NO. <u>76-C-107-Ac</u>
Bradford Securities Porcessing Ser.	Plaza Bank & trust Co., et al	PAGE ____ OF ____ PAGES

DATE	NR.	PROCEEDINGS
8-16-78	Min.	Case called for hearing all pending motions. Parties pres. Mag. recommendations: Deft. Osage Co. motion to dismiss <u>sustained</u> . Deft. to prepare F&R w/in 10 days. Motion to dismiss for lack of jurisdiction over subject matter by Defts' Multi-Prod., Fed. Invest., Power Res. Int'l, Am. Indian Develop., Osage Ind. Develop. Authority, Robert, Riley, Johnson & howard <u>overruled</u> . Pltf. to prepare F&R w/in 10 days. Defts. E.V. Johnson & Russel A. Howard's alternative motion to dismiss or for S/J, <u>overruled</u> . Pltf. to prepare F&R w/in 10 days. Defts Multi-Prod., Fed. Invest., Power Res. Inter'l, American Ind. Develop., Osage Ind. Dev. Auth., Roberts, Riley, Johnson & Howard's motion to dismiss for failure to state a claim -statute of limitations no purchaser status, <u>overruled</u> . Pltf. to pre F&R w/in 10 days. Deft. Plaza Bank & Tr. motion to dismiss, <u>sustained</u> . Deft. Plaza to prepare F&R 10 days. Deft. R.M.Miller's motion to dismiss, to be dismissed by stipulation of parties. Deft. F.W. Rausch, Jr's motion to dismiss, deft. Rausch given til 9-20-78 to file supplemental brief in support of motion. Pltf. given 2 wks to respond. Deft Miller's motion to stay proceedings, dismissed by stipulation. Deft. Multi-Prod. Fed. Invest Power Res. Am. Ind. Dev., Osage Ind. Dev. Auth., Roberts Riley, Johnson & Howards alternative motion to dismiss 1st & 5th claim for relief for failure to comply, <u>overruled</u> . Pltf. to prepare F&R 10 days. Defts Multi-Prod., Fed. Invest., Power Res. Int., Am. Ind. Dev., Osage Ind. Dev., Roberts, Riley, Johnson & Howards Motion to make factual statements & documents a part of record under Rule L 13(h), <u>overruled</u> . Pltf. to prepare F&R 10 days. Defts Multi-Prod., et al motion to dismiss on ground that Pltf. is not real party in interest - facts not on face of complt. etc., <u>overruled</u> . Pltf. to prepare F&R 10 days. Deft. Plaza Bk. motion for protective order, etc., moot in view of recommendation on motion to dismiss. Pltf's motion for protective order, moot. Defts Multi-Prod. et al, motion to determine the sufficiency of the answers & objections to request for admissions of facts & doc. submitted by Pltf., moot. Pltf's motion for order for costs against counsel for Deft. Riley, recommended this motion be considered at time final disposition is made of the case on its merits. Hrg. concluded. (RSR-Mag) b
9-19	112	Findings & Recommendations of the Mag. concerning deft. Plaza Bank & Trust Co., filed. Mag. recommends that deft. Plaza's mot. to dismiss be granted, & that the Court direct the Clerk to enter final judgment of dismissal of said deft. (RSR-Mag)k cps mld
9-21	--	Reporters transcript of proceedings had on 8-16-78 before Mag. Rizley, by Ann Hart, L.S.R., fld. ho 27 pgs.
9-25	113	Deft. Fred W. Rausch, Jr. supplemental mot. to dismiss, fld. ho
9-25	114	Deft. Fred Rausch, Jr. brief in supp. of supplemental mot. to dismiss fld. ho
9-29	115.	Pltf's Motion for additional time to file exceptions to the Findings of the Magistrate on the motion of Plaza Bank & Trust Company, filed. cpy to MC
10-2	116	Order, fld. It is ordered that the mot. for additional time to file exceptions to the F/R of Mag. on the mot. of Plaza Bank & Trust Co. fld. by the Pltf. is sustained, & Pltf. is granted an additional 10 days or until 10-9-78 to file its exceptions to the F/R of Mag. on the mot. to dismiss of Deft. Plaza Bank & Trust Co. (AEB-J)ho c/m to movant.
10-11	117	Pltf's exceptions to Mag's F&R regarding deft. Plaza Bank & Trust Co., with brief in incorporated, filed.k
10-17	118	Deft. Plaza Bank response to Pltfs. exceptions to the F/R of Mag. fld. ho

CIVIL DOCKET CONTINUATION SHEET

B

PLAINTIFF		DEFENDANT	DOCKET NO. _____
Bradford Securities		Plaza Bank & Trust, et al	PAGE ____ OF ____ PAGES
DATE 1978	NR.	PROCEEDINGS	
10-18	119	Pltf's brief in opposition to suppl. mot. to dismiss of deft. Rausch, filed.k	
10-18	120	Affidavit of Thomas A. Mulrooney, filed.k	
10-25	121.	Reply of Defendant Fred W. Rausch, Jr. to Pltf's Brief opposing Dismissal of the Negligence claim against Rausch, filed. b cpy mld	
10-27	122	Finding & Recommendations of Mag. fld., Mag. recommends that the mots. of Osage County to dismiss be sustained; Further recommends that Pltfs. compl. is sufficient & that each of the mots. made by those Defts. should be denied; Mot. to dismiss for lack of subject matter jurisdiction is recommended that this mot. should be denied; mot. to dismiss for lack of purchaser status, recommended that this mot. be denied; mot. to dismiss first & fifth claims for relief for failure to comply w/rule 9(6) of the Fed. R. of Civ. Proc., recommended that this mot. to dismiss Pltfs. compl., or , in the alternative, for a more definite statement, should be denied; mot. to dismiss on ground that Pltf. is not. the real party in interest, recommended that this mot. should be denied; & mot. of Johnson & Howard to dismiss or in the alternative for S/J, recommended that this mot. should be denied. (RSR-Mag)ho c/m	
11-9	123	Defts', Osage Industrial Development, et al, mot. for ext. until 12-4-78 to file written exceptions and brief in support to F&R of the Mag.k O to J	
11-13	124	Order, filed, granting defts. Osage Industrial Development Authority, et al, until 12-4-78 to file written exceptions with supporting brf. in response to F&R of the Mag. (AEB-J)k cps mld to movant	
12-4	125	Defts., Osage Industrial Dev., et al mot. for ext. of time to file written exceptions to F/R of Mag. fld. ho O to J.	
12-12 1979	126	Order, filed, granting defts., Osage Industrial Dev., et al, until 1-4-79 to file exceptions to F&R of the Mag. (AEB-J)k cps mld to movant	
1-19	127	*Defts. mot. for leave to file exceptions to F/R of Mag. out of time. fld. ho O to J.	
1-22	MO:	Case set for disposition before Mag. Rizley on 2-8-79, 10:00 A.M., for defts Osage, et al objections to F&R of Mag., due 1-4-79.(RSR-Mag) b nts mld	
1-24	128	Order, filed, granting leave to defts. Multi Products, Fed. Invest-ment Corp., Power Resources Internatl., Amer. Indian Develop. Corp., Osage Industrial Development Authority, Roberts, Riley, Johnson & Howard to file exceptions to F&R of the Mag. out of time. Further, case is stricken from 2-8-79 disposition dkt. at 10:00 a.m. Further pltf. is ordered to file a response by 2-6-79 to said Exceptions. (AEB-J)k cps mld	
1-24	129	Exceptions of defts. Multi Products, et al, to F&R of the Mag., fld.k	
2-7	130	Pltf's reply to defts' exceptions to F&R of the Mag., filed.k	
3-16	MO	Case transferred to Judge H. Dale Cook. (JCS-Clk)k	

76-C-107

BARROW
COOK

76-C-107

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. 76-C-107
BRADFORD SECURITIES		PLAZA BANK & TRUST CO., ET AL	PAGE 13 OF 7 PAGES
DATE	NR.	PROCEEDINGS	
6-11-79	131	ORDER. Defts' motion to dismiss for failure to state a claim OVERRULED; mo/dismiss for lack of subject matter jurisdiction (directed to third, fourth & sixth claims) OVERRULED; mo/dismiss for lack of "purchaser" status OVERRULED; mo/dismiss on ground that pltf. is not real party in interest OVERRULED; motion of Johnson & Howard to dismiss, or in alter. motion for S/J OVERRULED; objections of defts. to F&R of Mag. OVERRULED & F&R of Mag. ADOPTED and AFFIRMED; defts' request for interlocutory appeals is DENIED; motion of Osage County to dismiss & supplemental mo/dismiss SUSTAINED. Order entered. (HDC-J)hm (copies mailed)	
6-11	132	ORDER. Pltf's mo/attachment and mo/order in aid of said attachment GRANTED & pltf. is ordered to prepare & submit to Court the proper documents to effect such attachment & order in aid of attachment within 10 days; objections to F&R of Mag. are OVERRULED; defts' request for an interlocutory appeal DENIED. (HDC-J)hm (copies mailed) (Order entered)	
6-11	133	ORDER. Mo/dismiss of Plaza Bank GRANTED & pltf. is given leave to serve a suitable amended complaint against Plaza Bank within 20 days; objections to F&R OVERRULED in part/SUSTAINED in part. Order entered. (HDC-J)hm (copies mailed)	
6-13	134	FINDINGS & RECOMMENDATIONS of Magistrate, that complt fails to state a cause of action upon which relief can be granted & deft's motion should be sustained. b cps mld	
6-22	135	EXCEPTIONS of pltf. to Mag's F&R on deft. Rausch's mot/dism. w/ adoption of pltf's 10-18-78 brf. in oppo. to suppl. mot/dism.k	
6-22	MO	DEFT. Rausch is ordered to file a response by 7-5-79 to pltf's exceptions to Mag's F&R on deft. Rausch's mot/dism. (HDC-J)k c/m	
6-22	136	SECOND AMENDED COMPL. of pltf. w/ Jury Trial Demand.k	
6-25	137	AMENDED NOTICE by pltf. of depos. of some defts. from 8-7-79 to 8-10-79 and from 8-13-79 to 8-15-79.k	
6-25	138	AMENDED FIRST request by pltf. for prod. of documents to some defts.	
6-29	139	MOT/EXT. of time by deft. Plaza Bank & Trust to respond to pltf's 2nd amended compl.k	
7-2	140	STATEMENT OF OBJECTIONS to deft's mot/ext of time.ra	
7-3	141	REPLY of deft Fred Rausch to pltf's exceptions to F&R of Mag.ra	
7-3	142	ORDER granting deft. Plaza Bk & Tr until 8-8-79 to ans. 2nd amend. complaint. (HDC-J)g c/m	
7-6	143	MOT & BRP of deft. Plaza Bank & Trust Co. for protective Order pursuant to Rule 26(c) FRCP, w/ statement of objections.k (0)	

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PLAINTIFF		DEFENDANT	DOCKET NO
BRADFORD SECURITIES		PLAZA BANK & TRUST CO. et al	76-C-107
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DATE	NR.	PROCEEDINGS	
1979			
7-9	144	ORDER that pltf's ntc. requiring prod. of deft. Plaza's record & employees at Tulsa, OK, is modified to provide that such records will be produced in the office of Plaza in Kansas City, MO; & such officers, employees & managing agents will be produced w/out further ntc at Plaza's office in KC, MO, or at some other location that may be more convenient to the parties. (HDC-J)k	
7-16	145	CONSENT of pltf. to mot. of deft. Plaza for a protective order.k	
7-19	146	ORDER that mo/dismiss of deft. Fred W. Rausch, Jr. is sustained & cause of action & complaint are dismissed as to said deft; further ordered that objections to F&R of Mag. filed by pltf. are overruled. (HDC-J)hm (cps. mld.) (Order entered)	
7-20	147	MOTION of defts. Multi Products, et al, to abate proceedings pending determination of cause presently <u>sub judice</u> in SDNY, or, alternatively, for oral argument.k	
7-20	148	MEMORANDUM BRIEF in support of mot. of defts. Multi Products, et al, to abate proceedings.k	
7-20	MO	PLTF. is ordered to file a responsive brief by 8-2-79 to mot/abate of defts. Multi-Products, et al. (HDC-J)k cps mld of Multi Products, et al	
7-24	149	MOTION FOR PROTECTIVE ORDER/pursuant to Rule 26(c)FRCP. b	
7-24	150	BRIEF IN SUPPORT of Mot/protective order. b	
7-24	MO:	PLTF. is ordered to file responsive brief by 8-6-79 to mot/protective order of Defts Multi-Products, et al.(HDC-J)b cps mld	
7-27	151	MOTION of deft Fred Rausch for entry of final judgment pursuant to R. 54(b).ra	
7-27	152	BRIEF in support of deft Rausch's mot/entry of final judgment.ra	
7-27	MO:	ORDERED that parties file resp brief on or before 8-9-79 to deft Rausch's mot/entry of final judgment.(HDC-J)ra c/m	
8-6	153	MOTION of Deft. Plaza Bank & Tr. Co to dismiss or in alternative for summary judgment. b	
8-6	154	BRIEF in support of deft. Plaza Bk'a mot/dismiss or in altern. for S/J. b	
8-6	MO:	PLTF. is ordered to file responsive brief by 8-19-79 to mot/dismiss or altern. S/J of Deft. Plaza Bk & Tr.(HDC-J)b cps mld	
8-9	155.	PLTF'S RESPONSE to mo/deft. Rausch for entry of final judgment (in form of telegram). hm	

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PLAINTIFF		DEFENDANT	DOCKET NO. _____
BRADFORD SECURITIES		PLAZA BANK, ET AL.	PAGE ____ OF ____ PAGES
DATE	NR.	PROCEEDINGS	
1979			
8-16	156	ORDER ENTERED, that mot/dismiss of deft. R. M. Miller is sustained & cause of action & complt are dismissed.(HDC-J)b cps mld	
8-16	157	ORDER ENTERED, that mot/for entry for judgment fld by deft. Fred W. Rausch, Jr. is hereby sustained. FURTHER ORDERED that Court finds no just reason for delay in making the Dismissal Order heretofore entered on 7-19-79, a final order & therefore, IT IS ORDERED that Final Judgment is hereby entered in favor of the Deft. Fred W. Rausch, Jr. and against pltf.(HDC-J)b cps mld	
8-17	158	MOTION of Pltf. for addl. time to respond to mot/dismiss or S/J of Deft. Plaza Bk & Tr. b 0 to be in	
8-29	159	ORDER, that Pltf. is granted to 9-15-79 to file response to mot/dismiss or S/J of Deft. Plaza Bk & Tr.(HDC-J)b cps mov	
9-4	160	MEMO. OF PLTF., in opposition to mot/abate interposed by Defts. b	
9-4	161	MEMO. of PLTF., in opposition to Deft. Multi-Products, et al mot/pursuant to FRCP 26(c). b	
9-14	162	NOTICE OF APPEAL by pltf. from order of 8/16/79, & order dismissing action as to deft. Rausch. rm - c/m to 10th Cir. and counsel	
9-14	163	STIPULATION of pltf. and deft. Rausch, as to pts. of record on appeal to be retained by District Court. rm - c/m 10th Cir. and counsel	
9-17	--	APPEAL RECORD (re Rausch appeal - 1 vol) transmitted to USCA.rm	
9-19	164	CROSS-MOTION of Pltf. for Summary judgment against Deft. Bank & Trust Co. under the 1st claim for relief in its complaint. b	
9-19	165	MEMO. of law in support of pltf's cross-motion for SJ against Deft. Plaza Bk & Tr. Co. & in opposition to the mot/judgment in favor of that deft.b	
9-19	MO:	Defts' are ordered to file responsive brief by 10-2-79, to pltf's cross-motion for SJ against deft. Bank & Trust Co. under the 1st claim for relief in its complt.(HDC-J)b nts mld	
9-21	166	MOTION w/ STIPULATION to vacate 6-11-79 Order of attachment.k	
9-24	167	ORDER vacating 6-11-79 Order of attachment & permitting pltf. to w/draw bond fld. 2-1-78 for undertaking on attachment & substituting copy for original. (HDC-J)k cpy & orig. bond/mvt	

JUDGE BRETT

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BRADFORD SECURITIES		PLAZA BANK & TRUST CO et al.	PAGE ____ OF ____ PAGES
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1979 9-26	168	MOTION of pltf to disqualify Messrs. Julian Riley & Billy Heskett and the firm of Heskett, Heskett, Daniels & Esser as counsel for defts.ra	
9-26	169	MEMORANDUM Of pltf Bradford Securities in support of mot/disqualification of counsel for defts.	
9-26	MO:	ORDERED that defts file a resp brief on or before 10-9-79 to pltf's mot/disqualify counsel.(HDC-J)ra c/m	
10-1	----	LETTER from 10th Circuit, assigning No. 79-2046 to Rausch appeal.rm	
10-1	170	REPLY memo in support of Deft. Plaza Bank & Trust's mot/dismiss or in altern. SJ, & in opposition to pltf's cross-mot/SJ. b	
10-9	171	APPLICATION of several defts for additional time to file resp to mot/disqualify counsel.ra (0 to be in) 9-10-15	
10-15	172	ORDER, that several defts are granted to 10-19-79 to file response to mot/disqualify counsel.(HDC-J)b cps mov	
10-22	173	REPLY BRIEF/ ^{of Riley} to motion of Pltf. to disqualify co. of record. b	
10-26	174	MOTION by Bill Heskett to withdraw as local attys of record.ra (0 to be in)	
10-29	175	ORDER allowing firm of Heskett, Heskett, Daniel & Esser to w/draw cps/ as local counsel for defts. Multi Products, et al. (HDC-J)k mvt ^{Riley - 7-10-79}	
10-30	176	BRIEF in support of mot/withdraw (granted above).ra	
11-9	MO:	CASE TRANSFERRED TO JUDGE THOMAS R. BRETT.(JCS-CLK)jc	
11-26	MO:	CASE REFERRED TO MAG. ROBERT S. RIZLEY for F&R on pending motions. (TRB-J)ra c/m <i>cp to Mag. w/cp. of docket</i>	
12-4	MO:	CASE SET FOR HRG BEFORE MAG. for hrg on motions on 12-21-79 at 11:30 a.m.(RSR-MAG)ra nt by k.t.	
12-21	Min:	HRG ON MOTIONS. Parties represented. Parties advised that mot/abate proceedings of defts MultiProducts or for oral argument is MOOT. Following decisions taken under advisement: (1) defts' mot/protective order, (2)deft Plaza Bank's mot/dismiss or for S/J, and (3)cross-mot of pltf for S/J against deft Plaza under first claim for relief. Re:pltf's mot/disqualify J. Riley and B. Heskett and firm as counsel for defts: Julian Riley announced that he would withdraw as counsel for defts and would appear only pro se in his own defense. Parties represented by Julian Riley to have 30 days to retain other counsel.(RSR-MAG)ra	

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PLAINTIFF		DEFENDANT	DOCKET NO. _____
BRADFORD SECURITIES PROCESSING		PLAZA BANK & TRUST CO. et al.	PAGE ____ OF ____ PAGES
DATE	NR.	PROCEEDINGS	
<u>1979</u>			
12-31	177	NOTICE of pltf to take deposition of Plaza Bank & Trust Co. by its former V.P., Robt Coatsworth on 1-15-80 at Kansas City, MO. ra no s/i	
<u>1980</u>			
1-29	MO	It is recommended that Motion of Defts. Multi-Products, et al for protective Order be sustained and deft to prepare proposed findings and recommendations of Magistrate and Order within 10 days and defts. Plaza Bank & Trust's Motion to dismiss or for Summary Judgment be overruled and Cross-Motion of pltf's. for summary judgment against deft. Plaza. be overruled. Mag. to prepare F/R and Order. (MAG-RIZ)cs cps/mld.	
Feb. 14	MO:	JULIAN RILEY'S APPLICATION TO WITHDRAW as counsel for defendants is noted by the Court, and said defendants are granted 30 days from this date to obtain substitute counsel. As soon as substitute counsel has entered an appearance, Mr. Riley will be permitted to withdraw. (TRB-J)v c/m	
Mar. 31	178	FINDINGS & RECOMMENDATIONS OF MAGISTRATE. (RIZ-MAG)cs cps/mld.cert. <i>some reg mail</i>	
4-17	179	ORDER after consideration of matters the Court affirms findings & recommendations of Magistrate, It orders that Deft. Plaza Bank's motion & pltf's. cross-motion for Summary Judgment be stayed, pending completion of discovery by pltf. & deft. Plaza, & that depositions of above named defendant's be taken at <u>their residence unless by agreement of parties. That documents which pltf. desires produced for inspection and copying be produced at the situs of any such documents by the parties having custody or control of documents.</u> (TRB-J)cs cps/mld.	
4-22	180	MOTION by pltf. for judgment by default pursuant to F.R.C.P. 55(b) and 37(d).cs	
4-22	181	BRIEF OF PLTF. in support of its motion for judgment by default.cs	
4-22	MO	ORDERED that deft. file a responsive brief on or before 5-5 to pltf's. motion for judgment by default. (TRB-J)cs cps/mld.	
4-30	Ltr.,	Re: responsive brief ordered on 4-22-80 to be filed on or before 5-5-80 from deft. Russell A. Howard, Pro Se.jc	
5-6	182	MEMORANDUM of defts. Roberts, Federal Investment Corp. & Power Resources International in opposition to pltf's. motion for judgment by default pursuant to F.R.C.P. 55(b) & 37(d).cs	
5-6	183	ANSWER of Donald F. Roberts, Federal Investment Corp. & Power resources International to first amended complaint.cs	

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. _____
BRADFORD SECURITIES PROCESSING SERVICES, INC.		PLAZA BANK & TRUST CO., et al	PAGE ____ OF ____ PAGES
DATE	NR.	PROCEEDINGS	
		<u>RILEY'S</u>	
5-7-80	184	DEFT./ MEMORANDUM in opposition to pltf's mot/default judgment. g	
5-7-80	185	ANSWER of Deft RILEY to first amended complaint. g	
5-8	186	ANSWER of Russell A. Howard, American Indian Development Corp., & Osage Industrial Development Authority to first amended comp. g	
5-8	187	DEFTS. MEMORANDUM in opposition to pltf's mot/judgment by default.g	
5-15	188	SECOND AMENDED Notice of deposition. Mr. Julian M. Riley on July 8, in Kansas City, Miss. Mr. Donald F. Roberts on July 10, 1980, in Kansas City Miss. Mr. Russell A. Howard on July 22, 1980 in Pawuska, Ok. American Indian Development on July 22, at Pawhuska, Okla.	
5-15	189	PLAINTIFFS SECOND AMENDED first req. for production of documents directed to the defts. cs	
5-15	--	LETTER rec. from Eric H. Moss, stating defts. objections to be only merely technical & therefore, under these circumstances, in order to avoid unnecessary proceedings, <u>ptlf. withdraws w/o prejudice, its mt/default judgment & serves upon deft. a 3rd set of demands & deposition notices.cs</u>	
5-15	MO	Plaintiff withdraws motion for default judgment w/o prejudice. (MAG-RIZ) (see 5-15 minute)cs	
6-20	190	MOTION for S/J bs	
6-20	191	MEMORANDUM OF LAW in support of its Motion for S/J against pltf in favor of each Deft. named herein and in the Motion for S/J. Osage Industrial Development Authority, American Indian Develop. Corp., Russell A. Howard, Power Resources International, Inc., Federal Investment Corp., Multi-Products, Inc., Donald F. Roberts, Julian M. Riley.	
6-20	MO	It is ordered by the Court that the Pltf. file a responsive brief on or before 7-3-80 to the deft. Motion for S/J. cm bs	
7-21	192	MOTION by pltf for ext. to respond to the pending Motions for S/J O to J bs	
7-23	193	ORDER, granting Pltf. an ext. of time until 7-24-80 to respond to mot. for S/J of Defts. Roberts, Riley, Multi-Prod., Osage Ind. Dev. Autho., Powers Resources Intl., Fed. Invest. Corp., American Indian Dev. Cop., Russell & Howard. (TRB-J)ho c/m to movant.	
7-24	194	MOTION by pltf. for order granting additional time to resp. to the pending motions for S/J. (0)cs	
9-3	195	NOTICE by pltf. of depo. of Ernst & Whinney on 9-17-80 at KC, MO.k <i>Called me noon on sep. 17-80</i> <i>Will apply for ...</i>	

DC 111A
(Rev. 1/75)

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. _____
BRADFORD SECURITIES PROCESSING SERVICES, INC.		PLAZA BANK & TRUST CO., et al	PAGE ____ OF ____ PAGES
DATE	NR.	PROCEEDINGS	
1980 9-8	196	ORDER granting pltf's until 9-30-80 to respond to Motion for S/J. (TRB-J) c/mvt bs	
12-15	MO:	CASE SET for hrg. before Mag. on motions on 12-29-80 at 11:30 a.m. (RSR-MAG)mm ntc by KT	
12-29	Min:	HRG. on motions. Upon req. of parties, hrg. passed to 1/16/81 at 11:30 a.m. (RSR-Mag)rm	
1981			
1-16		DEPOSITION of Robert Coatsworth. nd	
1-16	Min:	HEARING HELD before Mag. on pltf's cross motion for S/J and deft Plaza Bank's motion for S/J. Motions taken under advisement. (RSR-Mag.) nd	
3-19	MO	It is recommended by Mag. that Deft. Plaza Bank & Trust Co.'s mot. for s/j be sustained & that Pltf's cross-mot. for s/j against Deft. Plaza Bank be overruled. Plaza Bank to submit proposed F/F & C/L within 15 dys. & Pltf. to respond within 10 dys. (RSR-Mag) pt Mld/KT	
6-15	197	REQUEST of Deft. Donald F. Roberts for a ruling on mot. for a s/j. pt	
7-15	MO	ORDER, Deft. Donald F. Roberts, et al mot. for S/J fld. 6-20-80 is referred to Mag. (TRB-J)ho	
7-21	198	FINDINGS & Recommendations of the Mag. (RSR-MAG) dm c/m	
7-28	MO	NOTICE cause set for hrg before MAG 8-11-81 at 11:00 a. m. (N/m KT)	
8-04	199	OBJECTIONS by pltf to 7-21-81 Findings of MAG. jc	
8-11	MO	DEFENDANTS' mot.S/J set on 8-11-81 at 11:00 a.m. is stricken & reset on Tuesday, 3-18-81 at 11:00 a.m. (RSR-MAG) jc (Ltr/m KT)	
8-18	MO	HEARING before MAG on Motion for summary jdgt of defts, Osage Industrial Development Authority, American Indian Development Corp., Russell A. Howard, Power Resources International, Inc., Federal Investment Corp., Multi-Products, Inc., Donald F. Roberts, and Julian M. Riley: Motion taken under advisement. The pltf to submit brief within 5 days. Defts to respon in 10 days. (RSR-MAG) dm (n/m KT)	
9-3	200	APPL. of deft. Plaza Bank for leave to file response to pltf. objs. to F&R out of time (orig. response attached)rm (O)	
9-15	201	ORDER, granting Deft. Plaza Bank to file response to Pltfs. obj. to F/R of Mag. out of time.(TRB-J)ho c/m to movant.	
9-15	202	RESPONSE of Deft. Plaza Bank to Pltf. obj. to F/R of Mag. ho	

Call MRK MCG... 6-20-81.

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. <u>76-C-107</u> -B PAGE <u>20</u> OF <u>10</u> PAGES
BRADFORD SECURITIES PROCESSING		PLAZA BANK & TRUST CO. ET AL	
DATE	NR.	PROCEEDINGS	
1981 10-21	--	MEMORANDUM of pltf in opposition to the mo/summary jdgt of deflt, Roberts. dm (Lay loose in file)	
10-21	--	REPLY MEMORANDUM of defts, Roberts, Riley, Howard, Federal, Aid, OIDA, and Power Resources to pltf's memo in opposition to defts' mo/summary jdgt. dm (Lay loose in file)	
11-24	203	ORDER that pltf's objections to the F&R of Mag are overruled; further ordered that the F&R of Mag are affirmed and adopted; Further Ordered that the mo/summary jdgt of deflt, Plaza Bank and Trust Co., Inc., is sustained; Further Ordered that the X-Motion for summary jdgt of pltf be overruled. (TRB-J) dm c/m	
1982 4-1	MO	IT IS RECOMMENDED that deflt's mo/SJ be overruled & pltf's atty, Mr. Eric Moss is directed to prepare proposed F&R of the MAG w/in 10 days (4-11-82). (RSR-MAG) (n/m by KT) jc	
4-14	204	MOTION of pltf to amend caption.a (0260)	
5-17	MO	"PLAINTIFF granted 10 days (5-27-82) to supplement brief & record in oppos. to defts' mo/SJ. Defts granted 10 days (6-6-82) to resp." (RSR-MAG) jc (n/m by KT)	
9-7	MO	"ORAL argument re: F&R of MAG on pltf's mo/SJ is set for 9-20-82 at 2:00 p.m. (RSR-MAG) jc (n/m by KT)	
9-20	MIN	HRG on F & R of Mag on pltf's mot. for s/j. Taken under advisement pending receipt of briefs, proposed F & R, & 3rd amended compl., which are due 10-10-82. (RSR-MAG) bb	
11-10	205	SEPARATE FINAL JUDGMENT for deflt Plaza Bank & Trust Co. (TRB-J)a	
11-12	206	ORDER granting pltf. leave to file third amended complaint; motion for S/J presently pending before Mag. interposed by defts w/ respect to pltf's 2nd amended comp. is deemed directed to pltf's third amended complaint & shall be ruled on by Mag. as such; defts are granted 20 days to file ans. & counterclaims, if any to pltf's third amended comp. & pltf granted 20 days thereafter to reply &/or ans; pltf's mo/order amending caption of this action to designate as party pltf "Bradford Securities Operations, Inc." is sustained. (TRB-J)hm (c/m)	
11-12	207	THIRD AMENDED complaint, w/demand for J/T. hm (Rausch appeal)	
12-9	208	MANDATE & OPINION of 10th Cir./reversing the judgment; the cause re-manded to the US Dist. Ct. for the NDOK for further proceedings in accordance w/the opinion of this court. pt	
12-9	209	NOTICE of appeal by pltf. from Judg. of 11/10/82, dismissing pltf's complaint as against deflt. Plaza Bank & Trust.rm - c/m USCA (no fees yet, but being expressed here)	

paid 12-10-82

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. 76-C-107-B
BRADFORD SECURITIES PROCESSING		PLAZA BANK & TRUST, ET AL	PAGE 21 OF 11 PAGES
DATE	NR.	PROCEEDINGS	
12-13-82	210	CHANGE OF ADDRESS for LeBoeuf, Lamb, Leiby, & MacRae. bv <i>VOL VIII</i>	
12-14	211	ANSWER of deft, Fred W. Rausch, Jr. to 3rd amended cmplt.a	
12-17 1983	--	LTR. from 10th Cir. assigning Appeal No. 82-2553. pt	
1-6	212	FINDINGS OF FACT, CONCLUSIONS OF LAW & RECOMMENDATIONS OF MAG. c/m bv	
1-12	--	RECEIVED Vol. I from 10th Cir. pt	
1-13	213	AMENDED F/F, C/L & Recommendations of Mag. (RSR-Mag)hm (c/m) (1-18)	
1-21	--	LTRS. (2) recd. from 10th Cir.; Appellant has until 1-29-83 to file docketing statement w/10th Cir., order & file transcript w/Fed. Clk., & file design. of record w/Fed. Clerk. pt Roberts	
2-9	214	OBJECTIONS to F/F & C/L & Recommendations of MAG, of deft, /w/BRIEF in support. bv	
2-17	215	MANDATE from 10th Cir dismissing for lack of prosecution pursuant to Rule 15 of the Rules of USCA. pt <i>10th Cir. (1-18)</i>	
2-17	216	MOTION of deft's to vacate order entered 11- 17 ¹² -82, granting leave to pltf., to file a 3rd amended complaint on terms. bb	
2-17	217	BRIEF in support of deft's mot/vacate. bb	
2-17	218	MOTION of deft., Roberts' for an order treating a designated affirmative defense as a counterclaim, bb	
2-17	219	BRIEF in support of deft., Roberts' mot/order treating a designated affirmative defense as a counterclaim. bb	
2-18	220	AMENDED MOTION of deft., Roberts' for an order treating a designated affirmative defense as a counter claim. bb	
8-23	LTR	MOTIONS for S/J and findings & recommendations of the MAG will be held in abeyance until a ruling by the Circuit Court for a case from the Western District of Ok. (TRB-J) kg cm	
11-29	221	NOTICE of appearance as trial counsel for and on behalf of ptlf, Bradford Securities Processing Services, Inc. of Eric H. Moss. kg	
1984			
4-13	222	ORDER overruling defts' motion for S/J. (TRB-J) kg c/m	
4-16	223	ORDER re: scheduling: 7-6-84 Exchange witnesses including experts	

Holding 4/17/84

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. <u>76-C-107</u> -B
BRADFORD SECURITIES PROCESSING		PLAZA BANK & TRUST CO.	PAGE ____ OF ____ PAGES
DATE	NR.	PROCEEDINGS	
4-16-84	223	SCHEDULING ORDER: 7-6-84 Exchange witnesses including experts 7-20-84 Disc. to be completed 9-5-84 PT Conf. at 8:30 a.m. 9-7-84 PTO and exhibits to be made available and parties to designate depositions and interogs 9-10-84 Req. V.D. instructions and trial briefs. 9-17-84 J/T at 9:30 a.m. (TRB-J) kg c/m	
5-31	224	MOTION for stay of proceedings of defts. with brief in support. kg	
5-31	225	MOTION to amend interlocutory order Under 28 USCA Sec 1292(b) of defts. with brief in support. kg	
5-31	226	MOTION of defts for S/J or in the alternative motion to dismiss pursuant to Rule 12(h) w/brief in support. kg	
6-28	227	MOTION of pltf. for relief from Cts. 0 of 4-13-84, as to dism. of 3rd & 4th claims in pltf's. 2nd amend. compl.cs	
6-28	228	BRIEF in oppos. to mots. for S/J re: subject matter juris., for cert. of ques. of juris. and for a stay of proceedings pending appeal on ques. and brief in support of X-motion to amend order and reinstate stricken clms.cs	
6-28	229	STATEMENT of pltf. of undisputed facts and ctr statement to defts. statement of allegedly undisputed facts.cs	
6-28	230	APPLICATION, joint to extend disc. date from 6-25 to 7-31-84.cs (0)	
6-28	231	NTC. to take depoe of Donald Roberts & Julian M. Riley on 7-9-84-- 7-11-84. cs	
7-6	232	application of pltf. for ext. of time to designate bond counsel as expert witness. (O to J) kg	
7-9	233	AMENDED ANSWER of deft Roberts, Multi Products, Inc.'s, Power Resources International's and Fed. Investment Corp's to pltf's third amended complt and deft Roberts' counterclm. kg VOL IX	
7-9	234	MOTION of deft to join add'l parties to counterclm. (O to J) kg	
7-9	235	DESIGNATION OF TRIAL WITNESSES of deft Donald F. Roberts and on behalf of defts Riley, Johnson, Howard, Osage Industrial Development Corp and Power Resources. kg	
7-11	236	ORDER granting pltf until 8-5-84 to designate bond counsel as expert witness. (TRB-J) kg c/m mvt.	
7-12	237	AFFIDAVIT Of Russell A. Howard. kg	
7-12	238	ANSWER Of deft Howards, Osage Industrial Development authority's and American Indian Development Authorit to pltf's third amended complt. kg	

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. 76-C-107-B
BRADFORD SECURITIES OPERATIONS		PLAZA BANK & TRUST CO.	PAGE 23 OF 12 PAGES
DATE	NR.	PROCEEDINGS	
7-12	239	RENEWED MOTION for S/J and Brief of deft Howard's, Osage Industrial Development Authority and American Indian Development Corporation. kg	
7-16	240	AMENDED ANSWER of deft, Riley to pltf's third amended complt. kg	
7-16	241	RENEWED MOTION for S/J or in the alternative motion to dismiss of deft Riley. kg	
7-18	242	MEMORANDUM of deft, Roberts, in reply to pltf's memo in opposition to defts'mots for S/J or alternative motion to dismiss for want of subject matter jurisdiction and for certification of the question of jurisdiction and stay of proceedings and in opposition to pltf's motion. kg	
7-20	MIN	TELEPHOEN CONF. CALL HEARING Status hrg before MAG: deft Roberts granted until 7-30-84 to file application for leave to file amended answer & counterclaim w/supporting brief and application to disqualify Eric H. Moss as atty for pltf w/supporting brief; pltf to respond by 8-10-84. (RSR-MAG) kg	
7-24	243	MOTION of pltf for enlargement of time to respond to counterclaim. (O to J) kg	
8-3	244	DESIGNATION OF expert trial witness of deft Fred W. Rausch, Jr. kg	
8-6	245	ORDER granting pltf until 8-20-84 to respond to motion to add add'l parties to counterclaim, and to reply to counterclaim. (TRB-J) kg c/m mvt.	
8-9	246	MOTION of deft Roberts to disqualify Eric H. Moss as counsel to pltf. kg	
8-9	247	BRIEF in support of #246. kg	
8-9	248	REQUEST of deft Roberts for ruling on outstanding motion and motion for leave to file a first amended answer and counterclaim or in the alternative motion for leave to set up omitted counterclaim. kg	
8-9	249	BRIEF in support of #248. kg	
8-13	MO	PENDING motions referred to MAG. (TRB-J) jc	
8-17	250	APPLICATION/deft State of Okla for leave to file an ans. out of time to pltf's 3rd Amend. complt. (O to J w/ans.) jc	
8-17	251	ORDER granting deft, State of Oklahoma, to file answer to third amended complt out of time. (TRB-J) kgc/ m mvt.	

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. 76-C-107-B
BRADFORD SECURITIES OPERATIONS		PLAZA BANK & TRUST CO., et al.	PAGE ___ OF ___ PAGES
DATE	NR.	PROCEEDINGS	
8-17-84	252	ANSWER of debt, State of Oklahoma to pltf's third amended complt. kg c/m mvmt.	
8-20	253	APPLICATION of debt Fred W. Rausch, Jr. for pretrial determination of conflicts of law issue. kg	
8-20	254	BRIEF in support of #253. kg	
8-20	255	MOTION of pltf. for judgment by default against debts Roberts, Riley, Howard, Johnson, Osage Industrial development Authority, American Indian Development Corp, Multi- Products, Inc. Federal Investment Corp and Power Resources International. kg	
8-20	256	MEMORANDUM of LAW in support of #255. kg	
8-20	--	AFFIDAVIT of Eric H. Moss. (Lay In File) kg	
8-27	257	MOTION of debt, State of Oklahoma, for S/J. kg	
8-27	258	BRIEF in support of #257. kg	
8-31	LTR	CASE SET FOR Status/settlement conf. before Mag. Rizley on 9-10-84 at 2:50 p.m. (TRB-J)ho c/m	
9-4	259	SUGGESTION of debt, Julian M. Riley in opposition to pltf's motion for default judgment. kg	
9-4	260	MOTION of debt, Julian M. Riley for S/J. kg	
9-4	261	SUGGESTIONS in support of #260. kg	
9-5	262	MEMORANDUM of law in opposition to motion of the State of Okla. to dismiss pltf's complt. kg	
9-5	263	MOTION of pltf. Bradford Securities Operations, Inc. to dismiss the affirmative defense of contributory negligence contained in the answer of debt, Gond Counsel, Fred W. Rausch, Jr. kg	
9-5	264	MEMORANDUM of LAW of pltf in opposition to motion fo debt, Rausch for pretrial determination fo choice of law question and in support of pltf's motion to dismiss said debt's defense of contributory negligence. kg	
9-7	265	MEMORANDUM of debt Donald Roberts in opposition to pltf's motion for judgment by default. kg	

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. <u>76-C-107</u> -B
BRADFORD SECURITIES OPERATIONS		PLAZA BANK & TRUST CO., et al.	PAGE <u>25</u> OF <u>13</u> PAGES
DATE	NR.	PROCEEDINGS	
9-7-84	266	APPLICATION of deft Roberts to treat his pending motion to file a first amended answer & counterclaim or, in the alternative, motion for leave to set up an omitted counterclaim as an alternative application for leave to file an answer and counterclaim out of time to pltf's third amended complt. kg	
9-7	267	MEMORANDUM of deft Roberts in reply to Eric Moss's affidavit in support of 'pltf's memo in opposition to deft's motions for leave to file an amended answer and counterclaim in response to pltf's third amended complt with leave to add add'l parties deft, and for an order disqualifying Eric Moss as trial counsel for pltf. kg	
9-7	268	MEMORNADUM of deft Roberts in reply to pltf's memorandum in opposition to defts' mots for leave to file an amended answer and counterclaim in answer to pltf's third maended complt w/leave to add add'l parties deft to such counterclaim, and for an order disqualifying Eric Moss as trial counsel for pltf on the ground that he ought to be a witness in this action. kg	
9-11	269	MEMORANDUM of pltf in opposition to deft Riley's motion for S/J. kg	
9-10	MIN	STATUS CONF. and hearing on motions before MAG: sustaining Roberts' mot for leave to file first amended answer and denying as to filing counterclm; pltf. w/d mot for Default Jgmt against Roberts; Roberts w/d mot to disqualify Moss; all other motions taken under advisement pending filing of supplemental briefs; State of Ok. granted 10 days to file reply to pltf's brief; deft. Rausch granted 15 days to reply to pltf's brief and to file mot for S/J; pltf granted 10 days to respond. (RSR-MAG) kg	
9-12	MIN	Deft. Roberts advised the MAG by tele. he was withdrawing motion for leave to file counterclaim. (RSR-MAG) kg	
9-13	270	ORDER granting deft leave to file amended ans. to third amended complaint.(TRB-J) c/m t	
9-21	271	SUPPLEMENTAL BRIEF of deft, State of Oklahoma in support of motion for S/J. kg	
9-24	272	AMENDED ANSWER to pltf's third amended complt by deft Roberts and in his capacity as successor to defts multiproducts, Inc. Federal Investment, and Power Resources, International & on behalf of defts Johnson, Howard, Riley, American Indian Development Corp and Osage Industrial Development Authority. kg	
9-24	273	MEMORANDUM OF LAW of Fred W. Rausch, Jr. to (1) replying on choice of law questionl (II) Responding to pltf's mot/dismiss the contributory negligence defense and (III) in support of mot for S/J. kg	

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. <u>76-C-107</u> -B
BRADFORD SECURITIES OPERATION		PLAZA BANK & TRUST CO., et al.	PAGE <u>26</u> OF <u>13</u> PAGES
DATE	NR.	PROCEEDINGS	
11-2	--	MOTION TO DISMISS of pltf the motion for deft Rausch for S/J. kg (lay in file)	
11-2	274	MEMORANDUM of law of pltf in opposition to motion of deft, Rausch for S/J. kg (w/exhibits A (1 inch thick) and B)	
11-8	MO	TELEPHONE CONF. re: deft's request (ltr.to Mag) ext. time to resp. * (to mo/memo #274) MAG grants ext. of time until 11-26-84. (RSR-MAG) <i>give to mag when signed</i>	
11-26	275	REPLY MEMORANDUM of deft, Fred W. Rausch, Jr. in support of his motion for S/J. kg	
<u>1985</u>			
1-25	MO	STATUS/sched. conf. & disposition of pending mots/SJ set before MAG 1-28-85 at 1:00. (RSR-MAG)jc(pty's advised by phone)	
1-28	MIN	STATUS/SCHED. CONF. before Mag. Rizley, Parties intend to waive J/T, 5-3-85 Exchange witnesses. 6-3-85 Disco. complete. 6-5-85 PT conf. at 10:00 a.m. 6-10-85 PTO & Exchange exh. 6-17-85 F/F & C/L & trial briefs. 6-24-85 N/J Trial at 9:00 a.m. Pltf. to prepare O re: hrg. w/in a week. (RSR-Mag)ho	
1-28	MIN	STATUS/SCHED. Conf & Hrg on motions before MAG; Mot for S/J of St. of Okla: recommended mot be sustained; State to submit proposed F&R w/i 10 days; Mot for S/J of deft, Julian M. Riley, recommended mot be denied; Deft, Fred M. Rausch's mot for Pretrial determination of choice of Law Issue: recommended mot be denied; Deft, Rausch's mot for S/J: recommended mot be denied; Pltf's mot/strike the defense of Rausch alleging contributory negligence: recommended mot be denied; pltf to submit proposed F&R w/i 10 days on Riley and Rausch mots; Renewed mot for S/J of deft, Roberts, Mot/pltf for relief from Courts Order of 4-13-84, renewed mot for S/J of Howard, et al. cont for further argument by tele conf. call of 2-8-85 at 10:00 a.m. (RSR-MAG) kg	
2-8	MIN	TELEPHONE CONF. CALL HEARING ON MOTS before MAG; hrg passed to 2-12-85 at 2:00 p.m. (RSR-MAG) kg	
2-12	MIN	TELEPHONE CONF. CALL ON MOTS; renewed mot for S/J of deft Roberts; mot of pltf for relief from Court's Order of 4-13-84; renewed mot for S/J of Howard, et al. tele conf call conducted & cont's to 2-15-85 at 2:00 p.m. (RSR-MAG) kg	
5-9	276	NOTICE deft Rausch of deposition of several pty's.jc(cc/returned at deft's request)	
5-21	NTC	NOTICE re: schedule dates mld. ho	
5-28	277	NOTICE of depos. of Jerry Henderson. kg	

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. <u>76-C-107-B</u>
Bradford Securities Operations		Plaza Bank & Trust Co.	PAGE <u>27</u> OF <u>14</u> PAGES
DATE 1985	NR.	PROCEEDINGS	
		76-C-107-B	
5-29	278	MOTION of deft, Roberts to continue P/T conf. & trial of action. (O TO J) tj	
5-29	279	APPLICATION of deft, Fred W. Rausch, Jr. for continuance of trial. (O TO J) tj	
6-5	MIN	PT CONF. before Mag. Rizley, Pltf. will dismiss Defts. Multi-Products, Fed. Investments, Power Resources, AID, Pltf. will default 4 Defts., Defts. remaining for trial will be OIDA, Roberts, Riley, Johnson & Howard, Parties to advise of Deft. Johnson address, ETT 3 to 5 days, 10-15-85 PTO, exchange exh. & desig. depos. 10-21-85 F/F & C/L & trial briefs. 10-28-85 N/J trial at 9:00 a.m. Pltf. to prepare O re: hrg. w/in a week. (RSR-Mag. for TRB-J)ho	
6-7	280	FINDINGS & RECOM. of Mag. recommending that Deft. Rileys mot. for S/J be overruled. (RSR-Mag)ho c/m	
6-7	281	FINDINGS & RECOM. of Mag. recommending that Deft. State of OK mot. for S/J be sustained. (RSR-Mag)ho c/m	
6-7	282	FINDINGS & RECOM. of Mag. recommending that Deft. Rsusch mot. for S/J be overruled; Deft. Bradfords mot. to strike Deft. Rausch defense of cont. neg. be overruled, & the issue re: Deft. Bradfords cont. neg. be determined by the law of OK. (RSR-Mag)ho c/m	
6-14	283	EXCEPTIONS of pltf's to the findings & recommendations of the Mag on motion for summary judgment of the state of oklahoma. ag	
6-17	284	OBJECTIONS by deft Fred W. Rausch, Jr. to F&R of MAG on mots. of deft Rausch for Pre-Trial determination of the choice of law issue & for S/J. jc	
6-24	285	APPLICATION deft Julian M. Riley for ext. of time to file exceptions to F&R of MAG.(O to J)jc	
7-7	286	F/R of MAG. on the renewed mo/S/J or inthe alternative mo/dismiss pursuant to rule 12(H) of defts Roberts, Riley,Howard, Johnson, & Osage Industrial Development Authority & plt's Mo/pursuant to F.R.C.P. 60(B)(6). (RSR-M) c/m ag	
8-2	287	OBJECTIONS by deft Donald F. Roberts to F&R of MAG on the renewed mo/SJ or in the alternative mo/dismiss purs. to R.(h) of defts Roberts, Riley, Howard, Johnson & The OIDA and pltf's mo/purs. to FRCP 60(B)(6).jc	
8-5	288	MOTION of Deft. Fred Rausch, Jr. to compel Pltf. ho	
8-5	289	BRIEF of Deft. Fred Rausch, Jr. in supp. of #288. ho	
8-12	290	ORDER, granting Deft. Riley until 8-12-85 to file exceptions to F/R of Mag. (TRB-J)ho c/mvt.	

DC 111A
(Rev. 1/75)

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. _____
BRADFORD SECURITIES		PLAZA BANK & TRUST CO., et al	PAGE <u>28</u> OF <u>14</u> PAGES
DATE 1985	NR.	PROCEEDINGS	
8-12	291	OBJECTIONS of Deft. Riley to F/R of Mag. on Deft. Rileys mot. for S/J. ho c/to Deft.	
9-13	292	ORDER sustaining mo/S/J of the State of Okla; sustaining the mo/S/J as to defts Howard, Johnson & Osage Industrial Development Authority as to Count I, & denying their motion as to Count II, denying mo/S/J of defts Rausch, Riley & Roberts; denying pltf's mo/strike Rausch's defense of Contributory negligence & ordering that the issue to pltf's contributory negligence be determined by the law of the State of Okla. Case set for Non-jury trial at 9:00 a.m. on 10-15-85, same time will pre-mark & exchange exhibits & designate & counter-designate depos. testimony. Ptys will file proposed F/F,C/L & any trial briefs by 10-21-85. (TRB-J) c/m ag	
10-17	293	SUPPLEMENT TO & APPROVAL OF PTO b7 Deft. Fred Rausch. ho	
10-21	294	PRETRIAL Brief by defts, Roberts, Riley, Howard & Osage Industrial Development Authority.jc	
10-21	295	PROPOSED FF/CL of defts Roberts, Riley, Howard & Osage Industrial Development Authority.jc	
10-22	296	PROPOSED FF/CL by Pltf. jc	
10-22	297	PROPOSED FF?CL by deft Fred W. Rausch, Jr. jc	
10-22	298	TRIAL BRIEF of deft Fred W. Rausch, Jr. jc	
10-24	MO	N/J docket call will be 10-28-85 at 10:00 a.m. (TRB-J)ho parties phoned.	
10-25	--	RETURNS on 3 subpoenas of Pltf. ho	
10-28	MIN	CASE CALLED FOR N/J TRIAL, ETT 5 days, matter passed to 11-4-85 at 1:30 p.m., Settlement conf. set before Mag. on 11-4-85 at 8:00 a.m. (TRB-J)ho	
10-28	--	RETURN on subpoena. ag	
11-1	MO	CASE SET FOR telephone conf. 11-4-85 at 1:30 re: announcement of settlement; Mr. Moss to arrange conf.w/operator. (TRB-J)jc (phoned Moss, Roberts & Holladay)	
11-4	MIN	PHONE CONF. RE SETTLEMENT, Parties announce settlement as to all parties & Pltf. will dismiss entire action, papers due 11-18-85. (TRB-J)ho	
12-17	299	MOTION of pltf to dismiss pursuant to FRCP 41 (a) (2). (OtoJ)	
12-17	300	STIPULATION of dismissal. ag ENTERED	
12-17	301	ORDER/approving settlement & dismissing action. (TRB-J) c/m ag EOD: 12-17-85	

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. <u>76-C-107-B</u>
BRADFORD SECURITIES PROCESSING SERVICES, INC.		PLAZA BANK AND TRUST CO., ET AL	PAGE <u>29</u> OF <u>15</u> PAGES
DATE	NR.	PROCEEDINGS	
<u>1986</u> <u>1-21</u>	--	DEPOSITIONS returned to counsel. hm	

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. _____ PAGE ____ OF ____ PAGES
DATE	NR.	PROCEEDINGS	